IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SIXTEENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 5221 of 2005

Between:

Syed Ameenul Hussaini, S/o. Late Syed Moinuddin Hussaini,
R/o. H.No. 17-2-955/A, Rein Bazar, Hyderabad.

... PETITIONER

AND

The Mandal Revenue Officer, Chevella Division, Ranga Reddy District.

...RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ of Mandamus or Any other Appropriate Writ declaring the action of the Respondent in not mutating the name of the petitioner herein along with other legal heirs on the application dated 04-08-2003 made by the petitioner along with the other legal heirs Late Syed Khaja Hussaini in respect of lands of the Survey No. 49, 60 to 67, 101 to 115, 129, 151/1, 151/2, 152 to 154, 158 to 160, 168 to 170, admeasuring Acres 380.38 guntas, situated at Aloor Village, Chevella division Mandal, Ranga Reddy District which is the ancestral property of petitioner herein declared in "Qurra No.2" under Column No.6 of Muntakahb as illegal, unconstitutional inter alia violative of Article 14, 16, 21 and 300-A of the Constitution of India and consequently direct the respondent to mutate of the petitioner along with other legal heirs in revenue records in respect of lands of the Survey No. 49, 60 to 67, 101 to 115, 129, 151/1, 151/2, 152 to 154, 158 to 160, 168 to 170, admeasuring Acres 380.38 guntas , situated at Aloor Village, Chevella Division Mandal, Ranga Reddy District which is the ancestral property of petitioner herein declared in "Quarra No.2" under column NO.6 of Muntakahb.

Counsel for the Petitioner: MR.K.RAMAKANTH REDDY

Counsel for the Respondent: GP FOR REVENUE

The Court at the stage of admission made the following:

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ORDER:

This writ petition is filed aggrieved by the alleged action on the part of the respondent-Mandal Revenue Officer, in not considering the application of the petitioner dated 04-08-2003 for mutation of his name along with other legal heirs in the pahani in respect of the lands in Sy.Nos.49, 60 to 67, 101 to 115, 129, 151/1, 151/2, 152 to 154, 158 to 160, 168 to 170, admeasuring Ac.380.38 guntas, situated at Aloor Village, Chevella Division Mandal, Ranga Reddy District.

Heard both the parties and perused the material on record.

The learned Government Pleader for Revenue appearing for the respondent does not dispute the fact that such an application requires to be considered in terms of Section 4 and 5 of the A.P. Rights in Land and Pattadar Pass Books Act, 1971.

Accordingly, the writ petition is disposed of with a direction to the respondent-Mandal Revenue Officer, to consider the application of the petitioner dated 04-08-2003 and take necessary action in accordance with law, as expeditiously as possible, preferably within a period of eight weeks from the date of receipt of a copy of this order.

The Writ Petition is accordingly disposed of. No order as to costs.

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G. ROHINI, J

Dated: 16-03-2005

LSK

To

1. The Mandal Revenue Officer, Chevella Division, Ranga Reddy District.

2. Two C.Cs. to the G.P. for Revenue, High Court Buildings, Hyderabad. (OUT)

3. Two C.D. copies.